

MADISON COUNTY BOARD OF SUPERVISORS MEETING

Date: 4:00PM — Tuesday, January 11th, 2022
Location: Admin. Building Auditorium, 414 N. Main Street

MEETING #3 — January 11th

At a Regular Meeting (#1) of the Board of Supervisors on Tuesday, January 11th at 4:00PM in the Admin. Building Auditorium:

PRESENT: R. Clay Jackson, Chair
Carty Yowell, Vice-Chair
Charlotte Hoffman, Member
Dustin Dawson, Member
James Jewett, Member
Jonathon Weakley, County Administrator
Sean Gregg, County Attorney
Alan Berry, Deputy Clerk

ABSENT:

CALL TO ORDER, PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

DETERMINE PRESENCE OF A QUORUM/ADOPTION OF AGENDA

Chairman Jackson advised that a quorum was present.

Chairman Jackson advised of the following changes to today's agenda:

ADD: Consent Agenda

- 3. Extension Office \$2,500 Paid Intern**
- 4. Fire Department Grant**
- 5. EMS — Donation**
- 6. Sheriff Grant**
- 7. Commonwealth's Attorney Appropriation**
- 8. Closing of the Micro Enterprise Fund \$32,988.37 + Interest**

Supervisor Hoffman made a motion to approve the agenda as amended, seconded by Supervisor Yowell. **Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).**

PUBLIC COMMENT

Chairman Jackson opened the floor to public comment.

Felix Schapiro, a real estate developer and public servant out of Richmond VA, commented on his interest in the redevelopment of the Criglersville School site.

- *Chairman Jackson: Asked the County Administrator to follow up with Mr. Schapiro to get him on a future agenda.*

The County Administrator responded that he had received a proposal from Mr. Schapiro and would touch base with him during the week and would look to get him on the agenda for the 25th.

Joe May commented that he did not understand why the Board approved the apartment complex; stated that the apartments weren't going to be two-bedrooms as previously stated. Asked who the people are who are moving into the apartments. Also said that he did not understand why the Board thought they would make up the revenue lost educating the influx of children and the possible increase policing requirements.

With no further public comment being brought forth, the public comment session was closed.

CONSENT AGENDA

1. Approve: Minutes from 12/14/21
2. Supplemental Appropriation for Schools (\$1,000,000)
3. *Extension Office \$2,500 Paid Intern*
4. *Fire Department Grant*
5. *EMS — Donation*
6. *Sheriff Grant*
7. *Commonwealth's Attorney Appropriation*
8. *Closing of the Micro Enterprise Fund \$32,988.37 + Interest*

Supervisor Hoffman made a motion to approve the consent agenda as presented, seconded by Supervisor Yowell. *Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).*

SPECIAL APPEARANCES

CONSTITUTIONAL OFFICERS, COUNTY DEPARTMENTS, COMMITTEES & ORGANIZATIONS

Commissioner of the Revenue: Brian Daniel was present and informed the Board of the following:

- Rebecca Low has been hired as the new Deputy Commissioner of the Revenue
- Appraiser is currently going around the County
- New software rollout last week with the Treasurer's Office going into training on the software
- *Chairman Jackson: Asked when the Treasurer's Office was going to be closed as a result of the training.*

The County Administrator responded that the Treasurer's Office would be closed from the 11th to the 14th.

Facilities: Moonie Frazier was present and informed the Board of the following:

- Few problems with the chiller at the Courthouse; might need to replace and is getting a quote for the replacement
- Removing the Christmas decorations
- Working on cleanup from the recent storm

Registrar: Lauren Eanes was present and informed the Board of the following:

- The Virginia Supreme Court finalized the redistricting maps on December 28th
 - Congressional District is now the 7th
 - Senate is now the 28th
 - House is now the 62nd
- No update on where to go from here as far as the Department of Elections is concerned
- Does look like the County will lose Hanger and Freitas as representatives

Parks & Recreation: Jerry Carpenter was present and informed the Board of the following:

- Spring Sports registration will open on January 15th
- 386 registrations for youth winter sports and 54 for women's volleyball
- 20 events scheduled for 2022
- First Spring Break camp in April
- \$20,000 donation for roller-hockey rink at Hoover Ridge

Commonwealth's Attorney: Clarissa Berry was present and informed the Board of the following:

- Gearing up for many jury trials in a row
 - Anticipating more defendants choosing jury trials
- General assembly kicks off tomorrow

Joe May asked why people were wanting jury trials.

Ms. Berry responded that, previously, only judges would have access to the sentencing guidelines which would start off at a lower sentence compared to that of a jury. Under the new rules, both judge and jury are sentenced under the guidelines.

Nick McDowell asked what percent of Ms. Berry's convictions were based on negotiated pleas.

Ms. Berry responded that almost all of her convictions were based on negotiated pleas because the sentencing guidelines aren't great.

Clerk of the Circuit Court: Leeta Louk was present and advised the Board of the following:

- Sent \$70,129 to the State for December
- Sent \$40,666 to the County for December
- 207 Land Instruments, 42 Judgements, 2 Marriage Licenses
- Received another grant for \$17,935
- Informed the Board that she and her staff had went to Orange to work for about 7 days and took an oath in their County because of a COVID outbreak

Finance: Michele Thacker was present and informed the Board of the following:

- Budgets sent out to all department heads
- Getting ready for budget workshops for FY23
- Working with Victim Witness Coordinator for grants
- Working on getting 1099s out for vendors

Bobby Frye also advised the Board of the following:

- W-2s also going out
- Working on FY23 budget; possibly coming to the Board on the 10th of February
- Pause period with Tyler training
- Avenity training being worked on

IT: Bruce Livingston was present and advised the Board of the following:

- RDA server is a little unstable, but has a clone available
- Setup equipment in 410 for Avenity training
- Helped Leeta with Linux server at Courthouse

Planning Commission: Pete Elliott was present and informed the Board of the following:

- Working on things the Board asked about

EMS: Noah Hillstrom was present and advised the Board of the following:

- 170 calls, 10 minute response time
- 66 calls with winter weather
- Still working to fill medic position
- AED installation to begin tomorrow
- *Chairman Jackson: Asked how many total AEDs the County had received at this point.*

Mr. Hillstrom responded that they had received 10 and that 17 more were coming.

- *Chairman Jackson: Asked if the only position EMS is currently looking for was the medic position.*

Mr. Hillstrom responded in the affirmative.

Emergency Management: Gavin Helme was present and advised the Board of the following:

- Still meeting with Emergency Management stakeholders
- Meeting with VDEM tomorrow to set up deputies
- LEPC Meetings hopefully back up in February

E-911: Brian Gordon was present and advised the Board of the following:

- Still working on radio projects
- AFG grant worth \$600,000 submitted
- Next Gen 911 upgrade to be deployed on the 17th
- 2 dispatchers short currently
- 3895 calls
- 1184 calls for service

Economic Development & Tourism: Tracey Gardner was present and advised the Board of the following:

- VATI Grant call tomorrow
- Submitted ARPA plan
- 5000 website visitors
- Updating County brochure
- DIY Countertops business expanded
- Free websites available for those who need them
- 3 tenants at visitors center with 1 more interested

- *Supervisor Yowell: Asked about the Small Business Development Center and if she could get testimony from Madison residents that have been aided by them for budget season. Also asked about whose court the Revelations agreement was currently in.*

Ms. Gardner responded that she could easily get some folks in to testify as to how the SBDC helped them and that the State level was where the Revelations agreement was currently being worked on.

Social Services: Valerie Ward was present and advised the Board of the following:

- Social Services provided shelter to County residents in the wake of the winter storm

The County Administrator personally thanked the County members who provided aid to those in need following the winter storm.

OLD BUSINESS

NEW BUSINESS

9. FY23 Budget Calendar

The County Administrator presented the Board with a budget calendar in anticipation for the upcoming FY23 budget workshops.

- *Chairman Jackson: Asked when the schools would be doing their budget.*

The County Administrator replied that he believed their numbers would come in March.

Supervisor Yowell made a motion to approve the FY23 budget calendar, seconded by Supervisor Hoffman. ***Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).***

10. Legal Update: Definition of Terms of Non-Conforming Uses / Grandfathering

The County Attorney gave a presentation to the Board regarding the definitions of Non-Conforming Uses and Grandfathering. Included in the presentation were the following points:

- What most people mean by “Grandfathering” is actually considered a “Non-conforming use”

- There is a difference between “Non-conforming use” and “Vested rights”

11. Ambulance Medical Billing Service Agreement

Noah Hillstrom advised the Board that the service agreement with AMB would need to be renewed. The contract would also be updated to list the “Madison County Board of Supervisors” instead of “Madison County”.

Chairman Jackson: Asked if the County would be receiving 100% of the funds since the rescue squad is no longer in operation.

Mr. Hillstrom responded in the affirmative.

- Supervisor Yowell: Asked how long AMB had been in contract with the County and if there would be a need to look at other companies.

Mr. Hillstrom believed that they had been with the County since 2007 and that he did not look around for alternatives due to links with their service to other areas EMS utilizes.

- *Supervisor Yowell: Asked if AMB would send their portion before or after Medicare was deducted.*

Mr. Hillstrom responded that AMB handles the numbers on their end through EMS’ charting program and that there are usually adjustments to be made at the end of the year.

- *Supervisor Yowell: Asked if AMB has the discretion to set up payment plans with self-pay patients.*

Mr. Hillstrom stated that he believed they did.

Supervisor Yowell made a motion to approve the AMB Service Agreement, seconded by Supervisor Hoffman. ***Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).***

INFORMATION/CORRESPONDENCE

PUBLIC COMMENT

Chairman Jackson opened the floor to public comment.

Joe May asked if someone would be billed for the additional charges of emergency medical services.

- *Chairman Jackson: Responded that the County’s policy has always been soft billing so as to not keep people from getting the help that they need.*

Nick McDowell recommended that the County establish an object code for County vehicles to deal with their respective lifespans and when they would need to be replaced.

The County Administrator stated that there would be a Capital Asset Replacement Plan within the upcoming CIP.

Bobby Frye commented that Finance was looking at possible avenues for segmentation with regards to fund tracking with Capital Asset Replacements.

Ms. Montgomery thanked the Board and Planning Commission for holding public comment sections.

Joe May asked about the money the County gave to the Rescue Squad and if they would get it back.

- *Chairman Jackson: Responded that the Rescue Squad had dropped off a check with interest the previous day.*

With no other public comment being brought forth, the public comment session was closed.

CLOSED SESSION

Supervisor Yowell made a motion to convene in closed session pursuant to Virginia Code Sections:

- 2.2-3711(A)(1) for discussion, consideration, or interviews of prospective candidates for employment; and
- 2.2-3711(A)(7) for consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation

Seconded by Supervisor Hoffman. *Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).*

Supervisor Yowell made a motion to re-convene the Board in Open Session, seconded by Supervisor Hoffman. *Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).*

Supervisor Yowell made a motion to certify by roll-call vote that only matters lawfully exempted from open meeting requirements pursuant to Virginia Code Sections 2.2-3711(A)(1) and 2.2-3711(A)(7) that were identified in the motion to convene in closed session were heard, discussed, or considered in the closed meeting, seconded by Supervisor Hoffman.

Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).

As a result of the Closed Session, the Board took the following action(s):

Supervisor Hoffman made a motion to appoint Mike Snider and James Graves III to the Planning Commission, seconded by Supervisor Jewett. *Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).*

ADJOURN

With there being no further business to conduct, Supervisor Hoffman made a motion to adjourn, seconded by Supervisor Yowell. *Aye: Jackson, Yowell, Hoffman, Dawson, Jewett. Nay: (0).*